IN THE HIGHCOURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 1st day of October 2003
Bail application no. 869 **of 2003**
Order on the bail application of the accused.

CRIMINAL SIDE

Harish Prasad son of Bali Ram
Resident of village-Jaisar
P.S. Baijnath
District Bageshwar --- Applicant/accused.

Versus

State of Uttaranchal. -------Opposite. Parties.

Arising out of case crime no.48 of 2003-S.T. no. 2/2003
U/S 302 I.P.C.
Police Station-Baijnath
District-Bageshwar

By the Court

Hon'ble M.M. Ghildiyal J.

Heard learned counsel for the applicant and learned A.G.A.

According to the FIR the incident took place at 6.30 P.M. on 4.4.2003 and the FIR was lodged at 7.15 p.m. on the same day by the informant who in his cross-examination has admitted that at the time of incident he was in another village which is 10 kilometers away form the place of occurrence. Considering the facts and circumstances of the case it is a fit case for bail.

Let the applicant Harish Prasad be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. Bageshwar.

1.10.2003: **(M.M. Ghildiyal J.)**
MPS